



Análisis Jurídico de la Esencia y Naturaleza del Delito de Violación de Infante, Niña, Niño o Adolescente Según el Artículo 308 Bis del Código Penal [

2024

text (article)

Analítica

This scientific article focuses on a detailed analysis of the crime of sexual violation of children and young people, as typified in article 308a of the Bolivian Penal Code. The main objective is to deepen the understanding of the nature and nature of this crime, emphasizing the importance of protecting the rights and safety of children under 14 years of age, as they are particularly vulnerable to this type of abuse. In this sense, the legal rights protected by said provisions will be interpreted from a legal point of view, highlighting the importance of the fundamental principle of the physical, mental and gender inviolability of minors. Likewise, the legal nature of the crime in the context of criminal law and its role in protecting the human rights of children and young people will be examined in detail. Special emphasis will be placed on the legal and social consequences of the commission of this crime. From a legal perspective, the sanctions and safeguards provided for by Bolivian legislation will be analyzed, as well as their effectiveness in preventing and prosecuting such crimes. In terms of social impact, the devastating social impact of the rape of babies, girls, boys and young people will be explored, taking into account factors such as revictimization, access to justice and the need for comprehensive care for victims. The purpose of this article is to provide a deep and rigorous analysis of the crime of sexual violation of babies, girls, boys and young people in order to promote the understanding of its essential and legal nature, as well as its legal and social implications in the context of Bolivian laws

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